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9 Attorneys for Defendants
10 USA Cycling, Inc. and Linda Buffetti

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

20 CORNEALIUS LOPES,) Case No.: C 07-6213 PJH
21 Plaintiff,)
22 vs.) Hon. Phyllis J. Hamilton
23 FREEMONT FREEWHEELER, et al.,)
24 Defendants.)
25) DECLARATION OF LINDA BUFFETTI IN
26) SUPPORT OF USA CYCLING, INC.'S
27) MOTION FOR DISMISSAL FOR
28) FAILURE TO PROPERLY SERVE THE
1) COMPLAINT (FRCP 12(b)(5))
2)
3) Complaint Filed: November 16, 2007
4)
5)

6 I, LINDA BUFFETTI declare:

7 1. I am and have been employed full time by defendant USA Cycling, Inc. in
8 Colorado Springs, Colorado since 1999. USA Cycling is a Colorado non-profit corporation. I
9 am USA Cycling's member services coordinator for the western region of the United States. In
10 that capacity, I assist member bicycle clubs in obtaining permits for local cycling events.

11 2. I am an hourly employee of USA Cycling. I am not an officer, director, managing
12 agent, general agent of USA Cycling. I am not an agent authorized by appointment or by law to
13 receive service of process on behalf of USA Cycling.

1 3. On April 23, 2008 while I was working at USA Cycling in Colorado Springs, I
2 received a telephone call from the head of security for the facility, Mr. Chuck George. Mr.
3 George asked me to come to his office. I went to Mr. George's office and a woman I did not
4 know handed me two copies of the summons and first amended complaint in this action in the
5 United States District Court for the Northern District of California.

6 I declare under penalty of perjury under the laws of the State of California that the
7 foregoing is true and correct.

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9 DATED: May 7, 2008



LINDA BUFFETTI

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